

Appl. No. 10/810,296
Dated July 14, 2008

Reply to Office communication of July 10, 2008

based on the following facts:

According to enclosed the Notice of Allowance of 4/16/2008, the applicant filed the amendment to the claims of this application on 4/21/2008, 9:20:25 AM, wherein based on the claims 1-10 to be allowed by this Notice, the previously presented claims 1-8 and 10 filed on 4/10/2008 1:10:38 PM remain in this application; and according to the examiner's amendment to the claim 9 presented in this Notice, enclosed the last paragraph of the claim 9 filed on 4/10/2008 1:10:38 PM has been amended under 37 CFR 1.121 (c) as follows:

Under 37 CFR 1.121 (c): (2) When claim text with marking is required; the text of any added subject matter must be shown by underlining the added text (e.g., a, the); double brackets placed before and after the deleted characters may be used to show deletion of five or fewer consecutive characters (e.g., [[a]], [[the]]); and only claims having the status of "currently amended," or "withdrawn" if also being amended, shall include markings, the examiner's amendment presented in this Notice comprising:

in claim 9, last paragraph, which begins with the word "outputting," line 4, immediately after the word "called," the term "the" delete and the term --a-- substitute therefore, or the text marking [[the]]a under 37 CFR 1.121 (c);

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in claim 9, last paragraph, which begins with the word "outputting," line 5, immediately proceeding the word "total," the term "a" delete and the term --the-- substitute therefore, or the text marking [[a]]the under 37 CFR 1.121 (c);

in claim 9, last paragraph, which begins with the word "outputting," line 6, immediately proceeding the words "disease risk level," the term "a" delete and the term --the-- substitute therefore, or the text marking [[a]]the under 37 CFR 1.121 (c);

in claim 9, last paragraph, which begins with the word "outputting," line 6, immediately proceeding the word "primary," the term "a" delete and the term --the-- substitute therefore, or the text marking [[a]]the under 37 CFR 1.121 (c);

in claim 9, last paragraph, which begins with the word "outputting," line 7, immediately proceeding the word "primary therapy," the term "a" delete and the term --the-- substitute therefore, or the text marking [[a]]the under 37 CFR 1.121 (c);

in claim 9, last paragraph, which begins with the word "outputting," line 8, immediately proceeding the words "secondary therapy target," the term "a" delete and the term --the-- substitute therefore, or the text marking [[a]]the under 37 CFR 1.121 (c);

in claim 9, last paragraph, which begins with the word "outputting," line 9, immediately proceeding the

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words "therapeutic efficiency," the term "a" delete and the term --the-- substitute therefore, or the text marking [[a]]the under 37 CFR 1.121 (c); and in claim 9, last paragraph, which begins with the word "outputting," line 11, immediately proceeding the word "therapy," the term "the" delete and the term --a-- substitute therefore, or the text marking [[the]]a under 37 CFR 1.121 (c).

These text markings presented in enclosed the last paragraph of the claim 9 filed on 4/21/2008, 9:20:25 AM have proved that the currently presented claims 1-10 filed on 4/21/2008, 9:20:25 AM contain proper claim text markings and fully comply with the requirement of 37 CFR 1.121 (c). Please consider to withdraw the incorrect disapproval and then the proceedings of this application are not awaiting and can be completed.

A grant of patent rights for this invention has been issued by Australian patent office on 3/14/2008 since Australian national phase entry dated 8/23/2006. Please consider the US patent application has been over 4 years since filed dated 3/27/2004 and the Office Action Summary of 2/27/2007 has stated that the prosecution on the merits is closed in this application in accordance with the practice under *EX parte Quayle*, 1935 C.D. 11, 453 O.G.213.

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The applicant appreciates it if a grant of patent rights is issued in this case soon.

Respectfully submitted,

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Encl.: 12 sheets:

Office communication of 7/10/08 (3 sheets),

Notice of Allowability of 4/16/08 (4 sheets),

Office communication of 7/10/08 (3 sheets),

The amended last paragraph of the claim 9, page 24 of 25, of the amendment to the claims of this application filed on 4/21/08 9:20:25 (2 sheets).